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AUG 22 2006

FACSIMILE COVER SHEET

DATE: August 22, 2006

TO: Examiner TRAN, Quoc Duc **FAX NO.:** 571-273-8300
USPTO GPAU 2614

FROM: Jeffrey G. Toler
Reg. No.: 38,342

RE U.S. App. No.: 10/814,798, filed March 31, 2004

Applicant(s): Scott A. Beltz, et al.

Atty Dkt No.: 1033-AM1001

Title: METHOD AND SYSTEM OF REMOTELY RESTORING
COMMUNICATION LINES

NO. OF PAGES (including Cover Sheet): 11

MESSAGE:

Attached please find:

- ☒ Transmittal Form (1 pg)
- ☒ Petition to Withdraw Holding of Abandonment, including a copy of the facsimile transmission for the paid issue fee and publication fee including, a Transmittal Form, Issue Fee Transmittal (in duplicate), Fee Address Indication Form and an Auto-Reply Facsimile Transmission received from the USPTO in response to the facsimile transmission. (9 pgs)

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PTO/SB/21 (09-04)


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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/814,798
	Filing Date	March 31, 2004
	First Named Inventor	Scott A. Beltz
	Art Unit	2614
	Examiner Name	TRAN, Quoc Duc
	Attorney Docket Number	1033-AM1001
Total Number of Pages in This Submission		11

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ <input type="checkbox"/> Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): A copy of Transmittal Form, Issue Fee Transmittal (in duplicate), Fee Address Indication Form and Auto-Reply Facsimile Transmission.
Remarks CUSTOMER NO.: 60533		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Toler Schaffer, L.L.P.		
Signature			
Printed name	Jeffrey G. Toler		
Date	8-15-2006	Reg. No.	38,342

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I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:		
Signature		
Typed or printed name	Becki Malan	Date 8-22-06

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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P. 3

AUG 22 2006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Scott A. Beltz, et al.

Title: METHOD AND SYSTEM OF REMOTELY RESTORING COMMUNICATION LINES

App. No.: 10/814,798

Filed: March 31, 2004

Examiner: TRAN, Quoc Duc

Group Art Unit: 2614

Atty. Dkt. No.: 1033-AM1001

Confirmation No.: 4972

M/S ISSUE FEE
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

PETITION TO WITHDRAW HOLDING OF ABANDONMENT

Dear Sir:

This is a petition under the provisions of 37 CFR 1.181(a) to withdraw holding of abandonment in the above identified application. Applicants contend that the application is not in fact abandoned due to the following:

The Notice of Abandonment dated August 7, 2006 indicates that the Applicants failed to timely pay the required issue fee and publication fee within the statutory period of three months from the mailing date of the Notice of Allowance. This assertion is incorrect. The Notice of Allowance was mailed April 7, 2006. The issue fee and publication fee were paid on June 23, 2006 by facsimile transmission to the U.S. Patent and Trademark Office. Enclosed is a copy of the facsimile transmission including, a Transmittal Form, an Issue Fee Transmittal (in duplicate) and a Fee Address Indication Form. In addition, a copy of the Auto-Reply Facsimile Transmission received from the U.S. Patent and Trademark Office in response to the facsimile transmission is enclosed. Accordingly, Applicants requests the Commissioner to grant this petition to withdraw the holding of abandonment.

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Becki Malan

Printed Name


Becki Malan
Signature

This petition is being filed within two-months from the mailing of the Notice of Abandonment as required by 1.181(f).

While no additional fees are believed necessary, the Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 50-2469.

Respectfully submitted,

8-18-2006
Date


Jeffrey G. Toler; Reg. No. 38,342
Attorney for Applicant(s)
TOLER SCHAFFER, L.L.P.
5000 Plaza On The Lake, Suite 265
Austin, Texas 78746
(512) 327-5515 (phone)
(512) 327-5452 (fax)



Auto-Reply Facsimile Transmission



TO:

Fax Sender at 5123275575

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6/23/2006 3:56:13 PM [Eastern Daylight Time]

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5 (including cover page)

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TOLER SCHAFFER, LLP 5000 Plaza on the Lake, Suite 265 Austin, TX 78746 Ph: 512-327-5575 Fax: 512-327-5575					
FACSIMILE COVER SHEET					
DATE: June 23, 2006					
TO: Examiner TRAN, Quee Duo		FAX NO.: 571-373-6300			
USPTO GPAU 2614					
FROM: Jeffrey G. Toler					
Reg. No.: 38,342					
RE U.S. App. No.: 10/814,798, filed March 21, 2004					
Applicant(s): Scott A. Beltr, et al					
Atty Dkt No.: 1033-AM1001					
Title: METHOD AND SYSTEM OF REMOTELY RESTORING COMMUNICATION LINES					
NO. OF PAGES (including Cover Sheet): 5					
MESSAGE:					
Attached please find:					
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5000 Plaza On The Lake Suite 265 Austin, Texas 78746 Tel: (512) 327-5575 Fax: (512) 327-5575 PAGE 15 * RCVD AT 6/23/2006 3:56:13 PM [Eastern Daylight Time] * SVR:USPTO-EFAX-6301 * DNIS:2738300 * CSID:5123275575 * DURATION (mm-ss):02:40					

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NO. 568

P. 6

P. 1

* * * CC NICATION RESULT REPORT (JUN. 23. 6 2:51PM) * * *

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FACSIMILE COVER SHEET

DATE: June 23, 2006

TO: Examiner TRAN, Quoc Duc
USPTO GPAU 2614

FAX NO.: 571-273-8300

FROM: Jeffrey G. Toler
Reg. No.: 38,342

RE U.S. App. No.: 10/814,798, filed March 31, 2004

Applicant(s): Scott A. Beltz, et al.

Atty Dkt No.: 1033-AM1001

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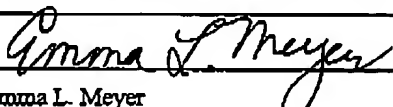
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/814,798	
	Filing Date	March 31, 2004	
	First Named Inventor	Scott A. Beltz	
	Art Unit	2614	
	Examiner Name	TRAN, Quoc Duc	
Total Number of Pages in This Submission	5	Attorney Docket Number	1033-AM1001

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Fee Address Indication Form (1 pg)
Remarks CUSTOMER NO.: 60533		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Toler Schaffer, L.L.P.		
Signature			
Printed name	Jeffrey G. Toler		
Date	6-23-2006	Reg. No.	38,342

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Signature			
Typed or printed name	Emma L. Meyer	Date	June 23, 2006

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